



STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

## License for Diversion and Use of Water

APPLICATION 23123

PERMIT 15874

LICENSE 10370

THIS IS TO CERTIFY, That

YOSEMITE LAKES, INCORPORATED  
c/o PAUL N. CRANE, SUITE 1400, *Over*  
1880 CENTURY PARK EAST, LOS ANGELES, CALIFORNIA 90067

HAS made proof as of AUGUST 17, 1973 (the date of inspection)  
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of  
COARSE GOLD CREEK IN MADERA COUNTY

tributary to FRESNO RIVER THENCE SAN JOAQUIN RIVER

for the purpose of STOCKWATERING, RECREATIONAL AND FIRE PROTECTION USES  
under Permit 15874 of the Board and that the right to the use of this water has been perfected  
in accordance with the laws of California, the Regulations of the Board and the permit terms; that the  
priority of this right dates from SEPTEMBER 4, 1968 and that the amount of water to which  
this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated  
purposes and shall not exceed SIX HUNDRED FIFTY (650) ACRE-FEET PER ANNUM, TO BE  
COLLECTED FROM NOVEMBER 1 OF EACH YEAR TO MAY 1 OF THE SUCCEEDING YEAR.

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

NORTH 2,900 FEET AND EAST 450 FEET FROM SW CORNER OF SECTION 10, T9S, R20E,  
MDB&M, BEING WITHIN SW1/4 OF NW1/4 OF SAID SECTION 10.

A DESCRIPTION OF LANDS OR THE PLACE WHERE  
SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

AT BLACKHAWK RESERVOIR WITHIN SECTIONS 10 AND 11, T9S, R20E, MDB&M, AS SHOWN  
ON MAP FILED WITH STATE WATER RESOURCES CONTROL BOARD.

LICENSEE SHALL MAINTAIN AN OUTLET PIPE OF ADEQUATE CAPACITY IN HIS DAM AS NEAR  
AS PRACTICABLE TO THE BOTTOM OF THE NATURAL STREAM CHANNEL, OR PROVIDE OTHER MEANS  
SATISFACTORY TO THE STATE WATER RESOURCES CONTROL BOARD, IN ORDER THAT WATER  
ENTERING THE RESERVOIR OR COLLECTED IN THE RESERVOIR DURING AND AFTER THE CURRENT  
STORAGE SEASON MAY BE RELEASED INTO THE DOWNSTREAM CHANNEL TO THE EXTENT NECESSARY  
TO SATISFY DOWNSTREAM PRIOR RIGHTS.

THE STATE WATER RESOURCES CONTROL BOARD RESERVES JURISDICTION OVER THIS  
LICENSE FOR THE PURPOSE OF CONFORMING THE SEASON OF DIVERSION TO LATER FINDINGS  
OF THE BOARD ON PRIOR APPLICATIONS INVOLVING WATER IN THE SACRAMENTO RIVER BASIN  
AND DELTA. ACTION BY THE BOARD WILL BE TAKEN ONLY AFTER NOTICE TO INTERESTED  
PARTIES AND OPPORTUNITY FOR HEARING.

*All rights and privileges under this license, including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.*

*The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.*

**Section 1625.** Each license shall be in such form and contain such terms as may be prescribed by the Board.

**Section 1626.** All licenses shall be under the terms and conditions of this division (of the Water Code).

**Section 1627.** A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

**Dated:**

**AUG 9 1974**

STATE WATER RESOURCES CONTROL BOARD

*P. L. Roubier*  
Chief, Division of Water Rights

AFTER THE INITIAL FILLING OF THE RESERVOIR, LICENSEE'S RIGHT UNDER THIS LICENSE EXTENDS ONLY TO WATER NECESSARY TO KEEP THE STORAGE RESERVOIR FULL BY REPLACING WATER LOST BY EVAPORATION AND SEEPAGE NOT TO EXCEED 350 ACRE-Feet PER YEAR TO BE COLLECTED ONLY FROM NOVEMBER 1 TO MAY 1 OF THE SUCCEEDING YEAR. THERE SHALL BE NO CONSUMPTIVE USE OF STORED WATER OTHER THAN INCIDENTAL STOCKWATERING NOT FOR COMMERCIAL PURPOSES.

NO WATER SHALL BE STORED OR COLLECTED FOR ANY PURPOSE PURSUANT TO THIS LICENSE OTHER THAN DURING THE SPECIFIED PERIOD OF NOVEMBER 1 TO MAY 1 OF THE FOLLOWING YEAR, WHETHER FOR THE INITIAL FILLING OR FOR REPLACEMENT OF EVAPORATION OR SEEPAGE LOSS, AS HEREINABOVE PROVIDED.

LICENSEE AGREES TO ALLOW THE MADERA IRRIGATION DISTRICT AT THEIR OPTION THE RIGHT TO COME ONTO THEIR REAL PROPERTY WHERE THE STORAGE SITE IS LOCATED, TAKE WATER MEASUREMENTS AND/OR INSTALL AND MAINTAIN GAUGING OR MEASURING DEVICES ABOVE AND BELOW THE STORAGE SITE.

LICENSEE AGREES TO CERTIFY IN WRITING TO THE BOARD BY THE END OF MAY EACH YEAR THAT ALL OF THE TERMS OF THE LICENSE HAVE BEEN CARRIED OUT AND NO MORE WATER HAS BEEN STORED THAN THAT ALLOWED IN THE LICENSE.

THESE STIPULATIONS AND CONDITIONS ARE BINDING UPON LICENSEE AND ALL SUCCESSORS TO LICENSEE AND IN THE EVENT A PORTION OF THE DAM SITE OR SURROUNDING AREA IS CONVEYED OR TRANSFERRED TO OTHER PERSONS OR ENTITIES, LICENSEE AGREES TO GIVE NOTICE OF THE TERMS OF THIS LICENSE TO SUCH SUCCESSORS.

THIS LICENSE SHALL NOT BE CONSTRUED AS CONFERRING UPON THE LICENSEE RIGHT OF ACCESS TO THE POINT OF DIVERSION.